

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

**KLLM TRANSPORT SERVICES, LLC and  
KLLM 401(K) RETIREMNT PLAN**

**PLAINTIFFS**

**v.**

**CIVIL ACTION NO. 3:09cv609-TSL-JCS**

**RANDY MOWDY, MOWDY FINANCIAL, LLC,  
ALLIANCE PARTNERS and ALLIANCE  
TRUST COMPANY, LLC**

**DEFENDANTS**

**NOTICE OF DEATH**

COMES NOW, the undersigned, Attorney for Defendants Randy Mowdy, Individually, an Mowdy Financial, LLC. and pursuant to Rule 25 (a), Federal Rules of Civil Procedure and files this Notice of Death advising the Court that Defendant, Randy Mowdy, Individual, is now deceased, with his date of death being October 30, 2011.

Respectfully submitted,  
Randy Mowdy, Individually,  
and Mowdy Financial, LLC

By: /s/ Steven H. Smith  
Steven H. Smith  
Attorneys for Defendants

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CERTIFICATE OF SERVICE

I hereby certify that on 14<sup>th</sup> day of November, 2011, I caused the foregoing to be electronically filed with the Clerk of the Court using the EFC system which sent notification of such filing to the following:

Clay Gunn  
Richard F. Yarborough, Jr.  
Robert F. Walker  
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D. Joseph Damiens, III  
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So certified, this the 14th day of November, 2011.

/s/ Steven H. Smith  
Steven H. Smith